

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S): PALTI, Yoram EXAMINER: Not Yet Known  
SERIAL NO.: 10/524,553 GROUP ART UNIT: Not Yet Known  
FILED: February 14, 2005 ATTORNEY DOCKET No.: P-5061-US  
FOR: SYSTEM FOR IN VIVO SAMPLING AND ANALYSIS

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Sir:

In response to the Notice to File Missing Parts of Application under 37 CFR 1.53(b), mailed August 8, 2005 (a copy of which is enclosed), Applicant(s) submit herewith the following:

1.  an executed Declaration and Power of Attorney making reference to the above-identified application, and in compliance with 37 C.F.R. 1.63;
2.  Applicant(s) Claim Small Entity Status; and
3.  a Preliminary Amendment.

A response is due October 8, 2005. As the due date falls on a Saturday and Monday October 10, 2005 is Columbus Day and the USPTO is closed, this response is being timely filed.

The Patent Office is hereby authorized to charge Deposit Account 50-3355 in the amount of \$130, covering the following:

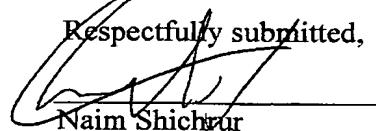
•APPLICANTS: PALTI, Yoram  
 SERIAL NO: 10/524,553  
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| FEE CALCULATION  |   |  |                            |                           |            |
|--|---|--|----------------------------|---------------------------|------------|
| <b>1. BASIC FILING FEE</b>                               |   |  |                            |                           |            |
| Filing Date BEFORE December 8, 2004                      |   | Filing Date ON/AFTER December 8, 2004  |                            |                           |            |
| Utility  | Large Entity Fee<br>\$790                           | Small Entity Fee<br>\$395  | Large Entity Fee<br>\$1000 | Small Entity Fee<br>\$500 | 0          |
| Provisional  | Large Entity Fee<br>\$160                           | Small Entity Fee<br>\$80   | Large Entity Fee<br>\$200  | Small Entity Fee<br>\$100 | 0          |
| Application Size Fee (over 100 pages, per 50)            |   |  | \$250                      | \$125                     | 0          |
| <b>2. EXTRA CLAIM FEES</b>                               |   |  |                            |                           |            |
| Total Claims   | -20 =   |  | x \$50                     | =                         |            |
| Independent Claims                                       | - 3 =   |  | x \$200                    | =                         |            |
| Multiple Dependent                                       |   |  | x \$360                    | =                         |            |
| Large Entity Fee<br>\$50<br>\$200<br>\$380               | Small Entity Fee<br>\$25<br>\$100<br>\$180          | Fee Description<br>Claims in excess of 20<br>Independent claims in excess of 3<br>Multiple dependent claim, if not paid  |                            |                           |            |
| <b>3. Fee for Petition for Extension of Time</b>         |   |  |                            |                           |            |
| Large Entity Fee<br>\$120<br>\$450<br>\$1,020<br>\$1,590 | Small Entity Fee<br>\$60<br>\$225<br>\$510<br>\$795 | Extension for reply within first Month<br>Extension for reply within second Month<br>Extension for reply within third Month<br>Extension for reply within fourth Month |                            |                           |            |
| <b>4. Surcharge Fee Under 37 CFR 1.16(f) or 1.492(e)</b> |   |  |                            |                           |            |
| Utility  | Large Entity Fee<br>\$130                           | Small Entity Fee<br>\$65   | 130                        |                           |            |
| <b>5. Surcharge Fee Under 37 CFR 1.16(l)</b>             |   |  |                            |                           |            |
| Provisional  | Large Entity Fee<br>\$50                            | Small Entity Fee<br>\$25   | 0                          |                           |            |
| <b>TOTAL (all columns)</b>                               |   |  |                            |                           | <b>130</b> |

If any additional fee is required, the undersigned hereby authorizes the Patent Office to charge such additional fee to Deposit Account 50-2355.

10/17/2005 MKAYPAGH 00000147 503355 10524553

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Respectfully submitted,  
  
 Naim Shichur

Attorney/Agent for Applicant(s)  
 Registration No. 56,248

Dated: October 11, 2005

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UNITED STATES PATENT AND TRADEMARK OFFICE

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|   |                       |   |
|---|-----------------------|---|
| U.S. APPLICATION NUMBER NO.   | FIRST NAMED APPLICANT | ATTY. DOCKET NO.  |
| 10/524,553  | Yoram Palti           | P-5061-US   |
| <b>Received</b><br><b>16 AUG 2005</b><br><b>Yoram Cohen Zedek Latzer</b>  |                       | INTERNATIONAL APPLICATION NO.<br>PCT/IL03/00651                   |
|   |                       | I.A. FILING DATE      PRIORITY DATE<br>08/07/2003      08/13/2002 |
| <b>CONFIRMATION NO. 9116</b><br><b>371 FORMALITIES LETTER</b><br><br>*OC000000016718163* |                       |   |

Date Mailed: 08/08/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/14/2005
- Copy of the International Search Report filed on 02/14/2005
- Preliminary Amendments filed on 02/14/2005
- Oath or Declaration filed on 02/14/2005
- Request for Immediate Examination filed on 02/14/2005
- U.S. Basic National Fees filed on 02/14/2005
- Priority Documents filed on 02/14/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/524,553                  | PCT/IL03/00651                | P-5061-US        |

FORM PCT/DO/EO/905 (371 Formalities Notice)